

Wetlands Bureau Decision Report

Revised W/HR
11/19/12

Decisions Taken
11/12/2012 to 11/18/2012

DISCLAIMER:

This document is published for information purposes only and does not constitute an authorization to conduct work. Work in jurisdiction may not commence until the applicant has received a posting permit.

Decisions are subject to appeal, and are reviewed by the federal agencies for compliance with Section 404 of the Federal Clean Water Act.

APPEAL:

I. Any affected party may ask for reconsideration of a permit decision in accordance with RSA 482-A:10,II within 30 days of the Department's issuance of a decision. Requests for reconsideration should:

- 1) describe in detail each ground for complaint. Only grounds set forth in the request for reconsideration can be considered at subsequent levels of appeal;
- 2) provide new evidence or information to support the requested action;
- 3) Parties other than the applicant, the town, or contiguous abutters must explain why they believe they are affected; and
- 4) Be mailed to the DES Wetlands Bureau, PO Box 95, Concord, NH 03302-0095.

II. An appeal of a decision of the department after reconsideration may be filed with the Wetlands Council in accordance with RSA 482-A:10, IV within 30 days of the department's decision. Filing of the appeal must:

- 1) be made by certified mail to George "Chip" Kimball, Chairperson, Wetlands Council, PO Box 95, Concord, NH 03302-0095 (a copy should also be sent to the DES Wetlands Bureau);
- 2) contain a detailed description of the land involved in the department's decision; and
- 3) set forth every ground upon which it is claimed that the department's decision is unlawful or unreasonable.

MAJOR IMPACT PROJECT

2012-01308 MURRAY, NELSON/SUSAN
EPPING Unnamed Wetland

Requested Action:

Dredge and fill 9,766 square feet of disturbed wet meadow/shrub wetland for commercial lot development.
Approve as mitigation in-lieu fee payment of \$34,200.09 to the Aquatic Resources Mitigation fund.

APPROVE PERMIT:

Dredge and fill 9,766 square feet of disturbed wet meadow/shrub wetland for commercial lot development.
Approve as mitigation in-lieu fee payment of \$34,200.09 to the Aquatic Resources Mitigation fund.

With Conditions:

1. This approval is contingent on receipt by DES of a one time payment of \$ 34,200.09 to the DES Aquatic Resource Mitigation (ARM) Fund. The payment shall be received by DES within 120 days of the date of the approval letter or the application will be denied.
2. All work shall be in accordance with revised plans by Jones & Beach Engineers, Inc. dated 11/8/2012, as received by the NH Department of Environmental Services (DES) on 11/8/2012.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
5. Within three days of final grading or temporary suspension of work, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
6. Work shall be done during low flow.
7. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
8. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid prior to entering surface waters or wetlands.
9. Faulty equipment shall be repaired prior to entering jurisdictional areas.
10. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each operator shall be trained in its use.
11. All refueling of equipment shall occur outside of surface waters or wetlands.
12. This permit shall not be effective until it has been recorded with the Rockingham County Registry of Deeds office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to construction.
13. The permittee shall notify DES and the local conservation commission in writing of their intention to commence construction no less than 5 business days prior to construction.
14. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
15. All temporary impact areas shall be shall be regraded to original contours and restored following completion of work.
16. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.

With Findings:

1. This is a major impact project per Administrative Rule Env-Wt 303.02(l), projects which, when taken in the aggregate with previous work on the property within the last 5 years, would be considered major. Previously approved work under Wetlands Permit #2007-2282 in wetlands on this property included dredging and filling 17,500 sq. ft. of disturbed wet meadow/shrub wetland for commercial lot development and dredging and filling 500 sq. ft. of wetland for temporary construction access. Total wetland impacts for all work on the property totals 27,766 sq. ft.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. 3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03. The applicant is providing upgraded urban stormwater management as a result of the development on a lot that is surrounded on four sides by commercial development and is already highly disturbed. The applicant is offsetting the impacts by incorporating porous pavement for groundwater recharge and a roof cistern system.
4. The applicant has further compensated for unavoidable impacts to the wetlands by making an in-lieu fee payment to the Aquatic Resources Mitigation fund in the amount of \$34,200.09.
5. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project. The NH Natural Heritage Bureau ("NHB") has record of a sensitive species present within the vicinity of the project area, but NHB does expect impacts to this sensitive species.
6. The Epping Conservation Commission reported that they are amenable to allowing payment to the Aquatic Resources Mitigation fund for the project.

2012-01401 RIDGEWOOD ASSOCIATION
KINGSTON Great Pond

Requested Action:

Install one 3 ft. x 30 ft. seasonal dock, one 3 ft. x 20 ft. seasonal dock, and two 4 ft. x 30 ft. seasonal docks adjacent to 11 existing seasonal docks on contiguous properies having an average of 2,287 feet of frontage along Kingston Lake, in Kingston.

APPROVE PERMIT:

Install one 3 ft. x 30 ft. seasonal dock, one 3 ft. x 20 ft. seasonal dock, and two 4 ft. x 30 ft. seasonal docks adjacent to 11 existing seasonal docks on contiguous properies having an average of 2,287 feet of frontage along Kingston Lake, in Kingston.

With Conditions:

1. All work shall be in accordance with plans as received by the NH Department of Environmental Services (DES) on September 6, 2012.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds Office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to installation.
3. These shall be the only dpcking structures on these contiguous frontages and all portions of the docks shall be at least 20 ft. from abutting property lines or the imaginary extension of those lines into the water.
4. All seasonal piers shall be removed from the lake for the non-boating season.
5. No portion of any pier shall extend more than 30 feet from the shoreline at full lake elevation.
6. All activities shall be in accordance with the Shoreland Water Quality Protection Act, RSA 483-B. The owner is responsible for obtaining any Shoreland Permit that may be required per RSA 483-B, for construction, excavation or fill that will occur within the Protected Shoreland.

With Findings:

1. This project is classified as a major project per Rule Env-Wt 303.02(d), construction of docking facilities providing 5 more slips.
2. The applicant has two contiguous properties identified as lot 77 on Kingston tax map U12 and lot 51A on Kingston tax map U11 that have a combined average of 2,287 feet of frontage along Kingston Lake.
3. A maximum of 31 slips may be permitted on this combined frontage per Rule Env-Wt 402.13, Frontage Over 75'.
4. The proposed docking facilities will provide 30 slips as defined per RSA 482-A:2, VIII and therefore meets Rule Env-Wt 402.13.

5. Public hearing is waived with the finding that the project impacts will not significantly impair the resources of Kingston Lake.

-Send to Governor and Executive Council-

MINOR IMPACT PROJECT

2008-00233

EXETER SCHOOL DISTRICT

EXETER

Requested Action:

Dredge and fill a total of 9,571 sq. ft. of previously disturbed and/or low value palustrine wetlands, of which 9,016 sq. ft. is currently in use as a playfield, to construct a 58-space parking lot adjacent to the existing lot at the Main Street School to eliminate on-street parking and abate the associated safety issues.

Conservation Commission/Staff Comments:

The Exeter Conservation Commission reviewed and commented on this application. Their concerns and comments have been addressed in the findings for approval of this project.

Inspection Date: 10/24/2008 by Frank D Richardson

APPROVE TIME EXTENSION:

Dredge and fill a total of 9,571 sq. ft. of previously disturbed and/or low value palustrine wetlands, of which 9,016 sq. ft. is currently in use as a playfield, to construct a 58-space parking lot adjacent to the existing lot at the Main Street School to eliminate on-street parking and abate the associated safety issues.

With Conditions:

1. All work shall be in accordance with plans by Appledore Engineering, Inc. dated February 5, 2008, as received by DES on February 12, 2008.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and/or further permitting by the Bureau.
3. NH DES Wetlands Bureau Southeast Region staff and the Exeter Conservation Commission shall be notified in writing prior to commencement of work and upon its completion.
4. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Culvert outlets shall be protected in accordance with the DES Best Management Practices for Urban Stormwater Runoff Manual (January 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August 1992).

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(h).
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.

4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. In response to concerns expressed by the Exeter Conservation Commission and an abutter to the project:
 - a) storm water discharged from the new parking lot will be treated and will not adversely effect remaining wetlands in the environs.
 - b) Pre-existing drainage issues associated with previous residential and commercial development upslope of this project are not affected by this project.
 - c) Hoyle Tanner and Associates provided a drainage analysis of the site.
 - d) The engineered design of the parking lot for storm water management includes hooded, deep sump catch basins to minimize water quality impacts.
 - e) The need for the expanded parking area and safety concerns have been demonstrated and established.
 - f) This project will have no adverse effect on the concerned abutter whose home is over 1000 feet upstream of the project and is approximately twenty feet higher in elevation.
 - g) Existing soil conditions in the area to be utilized as the parking lot preclude the use of pervious pavement.

2012-00372 INDIAN MOUND PROPERTY OWNERS ASSOC
OSSIPEE Ossipee Lake

Requested Action:

Dredge 19 cu yd from 856 sq. ft. of the bed of Ossipee Lake, in Ossipee.

Conservation Commission/Staff Comments:

Con Com requested 40 day hold, no comments by April 06, 2012

DENY PERMIT:

Dredge 19 cu yd from 856 sq. ft. of the bed of Ossipee Lake, in Ossipee.

With Findings:

Standards for Approval

1. Pursuant to RSA 482-A:11, Administrative Provisions, II, "No permit to dredge or fill shall be granted if it shall infringe on the property rights or unreasonably affect the value or enjoyment of property of abutting owners."

Findings of Fact

1. On July 13, 2009, the Wetlands Bureau received a Standard Dredge and Fill Application to dredge an area of the bed of Ossipee Lake in Ossipee. This application was denied November 24, 2009, on the grounds that the Applicant did not own the shorefront property where the dredge was proposed.
2. On February 17, 2012, the Wetlands Bureau received a Standard Dredge and Fill Application to "Dredge 19 cubic yards from 856 sq. feet of lake bed Ossipee Lake, Ossipee." This application was submitted by the same Applicant as the previously denied application and requests dredging of a similar area.
3. On March 05, 2012, the abutter to the south submitted comments to the file. These comments state that the Indian Mound Property Owners Association dredged the channel with hand tools in 2010. This dredge resulted in accelerated erosion to the abutter's property. DES could not find a permit for the alleged dredge.
4. The proposed dredge area abuts tax map 66 lot 31 and does not have direct connection to the lot owned by the applicant, tax map 66 lot 42.
5. On April 06, 2012, the Department issued a Request for More Information letter. This letter requested information be submitted to the file indicating the owner of tax map 66 lot 31 either granted permission for the dredge adjacent to their property or that they become the applicant for the proposed dredge.
6. The Request for More Information letter also requested the submittal of information to the file indicating what previous work had

been conducted and evidence that the proposed work would not adversely affect the abutter.

7. A copy of the abutter's concerns was emailed to the agent on April 26, 2012.

8. The agent requested an extension via email to submit the information requested in the Request for More Information letter on May 21, 2012. On June 28, 2012 the Department granted the extension. This extension had a deadline for submittal of August 04, 2012.

9. The agent requested a second extension via email on August 03, 2012. The Department granted a second extension on August 10, 2012. This extension contained a deadline of September 04, 2012 to submit the requested information.

10. The agent for the applicant submitted a response to the file on October 11, 2012. The response did not include the information as requested in the Request for More Information letter.

11. On November 09, 2012, the Department telephoned the agent and requested an extension until November 16, 2012 to respond to the information submitted. The agent agreed to the extension.

12. The information submitted states the proposed dredge has been shifted away from the abutter to address the abutter's concerns. However, comparison of the plans submitted with the response and the original submittal finds the proposed dredge is located in the same location and has the same footprint.

Rulings in Support of Denial

1. The applicant failed to submit information indicating the proposed project would not adversely affect the property of the abutter, therefore pursuant to RSA 482-A:11, II, the application is denied.

2012-01967 SUSC HAMPTON REALTY TRUST HAMPTON Unnamed Wetland

Requested Action:

Dredge and fill a total of 6,661 sq. ft. of previously disturbed palustrine forested wetlands, consisting of three (3) isolated wetland areas, for the construction of a 36,000 sq. ft. building to house five (5) basketball courts with appurtenant parking and on-site drainage and stormwater treatment facilities.

Conservation Commission/Staff Comments:

The Hampton Conservation Commission is opposed to the proposed filling of 6,661 sq. ft. of wetlands for the project as it is "... a substantial amount of wetland impact."

Inspection Date: 09/14/2012 by Frank D Richardson

APPROVE PERMIT:

Dredge and fill a total of 6,661 sq. ft. of previously disturbed palustrine forested wetlands, consisting of three (3) isolated wetland areas, for the construction of a 36,000 sq. ft. building to house five (5) basketball courts with appurtenant parking and on-site drainage and stormwater treatment facilities.

With Conditions:

1. All work shall be in accordance with plans by Beals Associates, PLLC dated April 12, 2012 (last revised 9-18-12), as received by the NH Department of Environmental Services (DES) on September 19, 2012.
2. This permit is contingent on approval by the DES Alteration of Terrain Bureau.
3. NH DES Wetlands Bureau Southeast Region staff and the Hampton Conservation Commission shall be notified in writing prior to commencement of work and upon its completion.
4. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and/or further permitting by the Bureau with the exception of the removal of the invasive plant species *Phragmites australis* from the site.
5. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for other construction activities.
6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction,

and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(h), projects involving less than 20,000 square feet of alteration in the aggregate in nontidal wetlands, nontidal surface waters, or banks adjacent to nontidal surface waters which exceed the criteria of Env-Wt 303.04(f).
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. DES Staff conducted a field inspection of the proposed project on September 14, 2012. Field inspection determined the proposal is to fill a total of 6,661 square feet, in three (3) locations, in a previously disturbed forested wetland. These are three isolated wetland areas, all showing signs of previous impact from gravel mining or other activities which have significantly altered the terrain of the area. Old borrow pits, drainage channels and berms remain from activities in the past. Some of the area has been used as a dump as shown in photos taken during this inspection. It appeared that most of the topsoil in these areas has been previously removed. Gravelly soils support opportunistic wetlands vegetation due to poor drainage associated with the past site disturbance. The isolated wetlands proposed to be filled do not appear to be natural preexisting wetlands, but rather simply supporting some wetlands vegetation growing in wet soils. There are other wetlands on site which will not be impacted by the project. However, the entire site and its' environs has been subject to alteration of natural drainage due to the construction of nearby roadways and other impacts created over time by the Town of Hampton to develop and eventually cap a large municipal landfill adjacent to this site.
6. In a letter dated September 3, 2012 the Hampton Conservation stated its' opposition to the project stating that: "Although this loss [6,661 sq. ft. of wetlands] does not meet the NHDES compensatory mitigation threshold, it is still undeniably a substantial amount of wetland impact."
7. The Commission has met with the applicant and the applicant has done due diligence in addressing the concerns and recommendations the Commission has made.
8. In a letter dated September 19, 2012 the applicant addressed the September 3, 2012 letter from the Hampton Conservation Commission in a manner satisfactory to the DES.
9. Revisions to site plans outlined in the GES letter dated September 19, 2012 include the following:
 - a) Eleven parking spaces have been relocated outside the wetland buffer;
 - b) The driving aisle in the proposed southerly parking area has been amended to 22 feet from 24 feet;
 - c) The southerly parking area is proposed as paved with Gravel Pave2 parking stalls, in accordance with the Planning Board and Conservation Commission comments;
 - d) Alternative planting were substituted at the Planning Board request;
 - e) The overall wetland buffer has been reduced from 58,461 square feet to 55,171 square feet;
 - f) Even though mitigation is not required for this project as it is below the 10,000 square feet threshold - the applicant has coordinated 67,765 square feet of conservation mitigation with the Town of Hampton. This mitigation area is located on-site and consists of 14, 686 sq ft of upland protection and 53,070 sq.ft. of *Phragmites australis* mitigation.
 - g) A guardrail will be placed at the edge of the parking lot and gravel wetland;
 - h) A pedestrian walkway has been added along the entrance to the site;
10. On September 5, 2012 the Hampton Planning Board reviewed and approved the revised plans for this project. These are the same plans submitted to the DES and received September 19, 2012.
11. In a letter dated July 29, 2012 an abutter to the project, Mr. Thomas Welch wrote: "We would like to challenge/submit complaint regarding this DES Fill & Dredge Permit application as it will cause damage or hardship for our adjacent 7.16 acres of property."
12. Mr. Welch expressed concerns about the drainage in the area being altered over the years by the Town of Hampton landfill and transfer station and his concern about the cumulative impact this project might have on his property.
13. Field inspection of the proposed wetlands impact areas and the environs of the project did not support the concerns of either the Hampton Conservation Commission or of Mr. Welch.
14. In an email from Bill Straub, PE, CMA Engineers dated August 15, 2012 to the Hampton Planning Director he made the following comments:

a) The revised drawings include additional features to lower runoff, including grassed pavers, addition of a raingarden in a parking lot island, change of part of the parking lot to gravel, and significant additional landscape plantings.

15. In this same an email from William Straub, PE from CMA Engineers dated August 15, 2012 to James Steffen from the Town of Hampton he outlines analysis on drainage impacts to the Welch property. His analysis examined drainage calculations, 100 year storm impact to proposed drainage system, revisions to the Stormwater management and maintenance plan, and overall drainage patterns.

Mr. Straub states: "Based on available information and this design, we see no realistic potential for there to be significant or measurable drainage or wetlands impacts from the proposed facility to the Welch property".

16. The isolated wetlands impacted by this project are of relatively low function and value. Significantly better wetland/wildlife habitat exists in the environs to this project.

17. This project will have no adverse impact on the salt marsh located approximately 1/2 mile from the site.

18. Review by the DES Alteration of Terrain permit program will focus on the drainage, runoff and DES Wetlands program defers to Alteration of Terrain on this issue.

2012-02157

NH DEPT OF TRANSPORTATION

CROYDON Tributary To Sugar River

Requested Action:

Reconstruct the outlet headwall of twin 36 in. x 60 ft. culverts and dredge sediment in the channel for 50 linear feet impacting 625 sq. ft. (50 sq. ft. temporary) of an unnamed stream.

Conservation Commission/Staff Comments:

Cons. Comm. - no comments

APPROVE PERMIT:

Reconstruct the outlet headwall of twin 36 in. x 60 ft. culverts and dredge sediment in the channel for 50 linear feet impacting 625 sq. ft. (50 sq. ft. temporary) of an unnamed stream. NHDOT project #2012-M213-5.

With Conditions:

1. All work shall be in accordance with plans by NHDOT Maintenance District 2 dated 7/24/2012 as received by the Department on Aug. 9, 2012.
2. Any dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
4. Construction equipment shall not be located within surface waters.
5. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; and c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
6. Within three days of the last activity in an area, all exposed soil areas, where construction activities are complete, shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack on slopes steeper than 3:1 or netting /matting and pinning on slopes steeper than 2:1.
7. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching or if temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching, mulching with tack on slopes steeper than 3:1 and stabilized by matting and pinning on slopes steeper than 2:1.
8. The contractor responsible for completion of the work shall utilize techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
9. Extreme precautions to be taken within riparian areas to limit unnecessary removal of vegetation during road construction and

areas cleared of vegetation to be revegetated as quickly as possible.

10. There shall be no further alteration to wetlands or surface waters without amendment of this permit.

11. Proper headwalls shall be constructed within seven days of culvert installation.

12. Work shall be done during low flow.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(l), alteration of less than 200 linear feet of stream or banks.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

2012-02237

ROSE, KYLE

NEW DURHAM Merrymeeting Lake

Requested Action:

Repair 90 ft of existing stone rubble, construct a 198 sq. ft. perched beach, and construct a 6 ft. x 3 ft. concrete pad on 95 ft. of frontage along Merrymeeting Lake, in New Durham.

Conservation Commission/Staff Comments:

Con Com did not sign Wetlands application

APPROVE PERMIT:

Repair 90 ft of existing stone rubble, construct a 198 sq. ft. perched beach, and construct a 6 ft. x 3 ft. concrete pad on 95 ft. of frontage along Merrymeeting Lake, in New Durham.

With Conditions:

1. All work shall be in accordance with plans by Varney Engineering dated November 14, 2012, as received by the NH Department of Environmental Services (DES) on November 15, 2012.
2. This permit shall not be effective until it has been recorded with the County Registry of Deeds office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to construction.
3. Repairs shall be landward of the shoreline defined by the elevation of normal high water so as not to create land in public water.
4. Appropriate siltation and erosion controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.
6. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
7. All activities shall be in accordance with the Shoreland Water Quality Protection Act, RSA 483-B. The owner is responsible for obtaining any Shoreland Permit that may be required per RSA 483-B, for construction, excavation or fill that will occur within the Protected Shoreland.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(k), Projects that disturb between 50 and 200 linear feet, measured along the shoreline, of a lake or pond or its bank and do not meet the criteria of Env-Wt 303.02.
2. The applicant submitted information to the file demonstrating the shoreline was heavily damaged during a tornado in 2008.

Existing conditions are a result of repairs to the frontage to mitigate tornado damage.

2012-02242 ABENAUKEE BEACH ASSOCIATION
WOLFEBORO Lake Winnepesaukee

Requested Action:

Extend two 6 ft. x 40 ft. permanent docks 10 ft. to create two 6 ft. x 50 ft. permanent docks and replace rocks on a 33 ft. jetty on an average of 231 feet of shoreline frontage along Lake Winnepesaukee, in Wolfeboro.

Conservation Commission/Staff Comments:

9/6/12 Con. Com. does not recommend approval of this app.

APPROVE PERMIT:

Extend two 6 ft. x 40 ft. permanent docks 10 ft. to create two 6 ft. x 50 ft. permanent docks and replace rocks on a 33 ft. jetty on an average of 231 feet of shoreline frontage along Lake Winnepesaukee, in Wolfeboro.

With Conditions:

1. All work shall be in accordance with plans by Joanne Coppinger revision dated October 9, 2012, as received by the NH Department of Environmental Services (DES) on October 22, 2012.
2. This permit shall not be effective until it has been recorded with the County Registry of Deeds office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to construction.
3. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.
4. This permit does not allow dredging for any purpose other than remove rocks fallen from the breakwater. All dredged rocks shall be placed on the breakwater.
5. No portion of the piers shall extend more than 50 feet from the shoreline at full lake elevation.
6. All activities shall be in accordance with the Shoreland Water Quality Protection Act, RSA 483-B. The owner is responsible for obtaining any Shoreland Permit that may be required per RSA 483-B, for construction, excavation or fill that will occur within the Protected Shoreland.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(d), modification of a docking structure that provides 4 slips.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

2012-02355 FRIEZE, KENNETH
NEW LONDON Lake Sunapee

Requested Action:

Install a 4 ft. x 6 ft. concrete pad to anchor an existing 6 ft. x 40 ft. seasonal dock, install a seasonal boat lift with a 10 ft. x 24 ft. seasonal canopy, relocate less than 1 cubic yard of rock from 25 sq. ft. of lakebed to area designated on the plan, and construct 6 ft. wide access steps in the bank to access the water on an average of 341 ft of frontage along Lake Sunapee, in New London.

Conservation Commission/Staff Comments:

Con Com did not sign application or submit comments by Sept 25, 2012

APPROVE PERMIT:

Install a 4 ft. x 6 ft. concrete pad to anchor an existing 6 ft. x 40 ft. seasonal dock, install a seasonal boat lift with a 10 ft. x 24 ft. seasonal canopy, relocate less than 1 cubic yard of rock from 25 sq. ft. of lakebed to area designated on the plan, and construct 6 ft. wide access steps in the bank to access the water on an average of 341 ft of frontage along Lake Sunapee, in New London.

With Conditions:

1. All work shall be in accordance with plans by DB Landscaping LLC dated August 21, 2012, as received by the NH Department of Environmental Services (DES) on October 24, 2012.
2. This permit shall not be effective until it has been recorded with the County Registry of Deeds office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to construction.
3. Dredged material shall be placed within the area designated on the approved plan.
4. Seasonal boat lifts shall be removed for the non-boating season.
5. Canopies shall be of seasonal construction type with a flexible fabric cover. The seasonal support frame shall be designed to be removed for the non-boating season. The flexible fabric cover shall be removed during all seasons of non-use.
6. The concrete anchor pad shall be located landward of full lake elevation.
7. All activities shall be in accordance with the Shoreland Water Quality Protection Act, RSA 483-B. The owner is responsible for obtaining any Shoreland Permit that may be required per RSA 483-B, for construction, excavation or fill that will occur within the Protected Shoreland.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(g), removal of less than 20 cu. yd. of material from public waters.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

MINIMUM IMPACT PROJECT

2012-02728

LANDRY ARCHETECTS

SALEM

Requested Action:

Request Name Change to:

Thur-Ken II

389 Main Street # 2

Salem, NH 03079

Conservation Commission/Staff Comments:

The Salem Conservation Commission voted to recommend approval of the application and plans with recommendations.

APPROVE NAME CHANGE:

Approve Name Change to:

Thur-Ken II
389 Main Street # 2
Salem, NH 03079

Requested Action:

Dredge and fill a total of 2,749 sq. ft. of palustrine scrub-shrub wetlands in three (3) areas along the edge of a previously developed site to convert the existing site to a retail development.

APPROVE PERMIT:

Dredge and fill a total of 2,749 sq. ft. of palustrine scrub-shrub wetlands in three (3) areas along the edge of a previously developed site to convert the existing site to a retail development.

With Conditions:

1. All work shall be in accordance with plans by MHF Design Consultants, Inc. dated June 11, 2012, as received by the NH Department of Environmental Services (DES) on October 11, 2012.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and/or further permitting by the Bureau.
3. NH DES Wetlands Bureau Southeast Region staff and the Salem Conservation Commission shall be notified in writing prior to commencement of work and upon its completion.
4. There shall be no further alteration of wetlands for future lot development or for other construction activities.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(f), projects involving alteration of less than 3,000 square feet in swamps or wet meadows that are not in prime wetlands or do not meet the requirements of Env-Wt 303.02(k)
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

FORESTRY NOTIFICATION

2012-02767 NH FISH & GAME DEPT
ANDOVER Unnamed Stream Unnamed Wetland

COMPLETE NOTIFICATION:

Andover, Tax map 6, lot #781-018

2012-02825 NICHOLS, WILLIAM
PIERMONT Unnamed Stream Unnamed Wetland

COMPLETE NOTIFICATION:

Piermont, tax map R15, lot #9A and tax map R14, lot #4

2012-02993 POLIZZI, STEPHEN
DANBURY Unnamed Stream

COMPLETE NOTIFICATION:
Danbury, Tax map #406, Lot #195

2012-02994 YANKEE FOREST LLC
CAMPTON Unnamed Stream Unnamed Wetland

COMPLETE NOTIFICATION:
Campton, Tax map 10, Lot #4

2012-02995 JOHNSON, PETER
SURRY Unnamed Stream Unnamed Wetland

COMPLETE NOTIFICATION:
Surry, tax map 4, lot #3

2012-03009 SOCIETY FOR PROTECTION FOR NH FORESTS
RICHMOND Unnamed Stream

COMPLETE NOTIFICATION:
Richmond, Tax Map #409, Lot #084 & 086

2012-03012 SHEARWATER INVESTMENT CORP
NEWMARKET Unnamed Stream

COMPLETE NOTIFICATION:
Newmarket, Tax Map #R3, Lot # 56, 58-7, 58-8, 58-9, 58-10, 58-11, 58-12

2012-03015 THERESA G NASER TRUST
GOFFSTOWN Unnamed Stream

COMPLETE NOTIFICATION:
Goffstown, Tax map #10, Lot #27

EXPEDITED MINIMUM

2012-01110 NH DEPT OF TRANSPORTATION
DOVER Little Bay/ Piscataqua River

Requested Action:

Replace a natural gas pipeline using a horizontal directional drill method temporarily impacting 280 sq. ft. of previously disturbed tidal buffer zone.

Conservation Commission/Staff Comments:

Cons. Comm. signed expedited application

APPROVE PERMIT:

Replace a natural gas pipeline using a horizontal directional drill method temporarily impacting 280 sq. ft. of previously disturbed tidal buffer zone.

With Conditions:

1. All work shall be in accordance with plans by BL Companies revised May 18, 2012 as received by the Department on June 1, 2012.
2. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
4. Construction equipment shall not be located within surface waters.
5. Within three days of the last activity in an area, all exposed soil areas, where construction activities are complete, shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack on slopes steeper than 3:1 or netting /matting and pinning on slopes steeper than 2:1.
6. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching or if temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching, mulching with tack on slopes steeper than 3:1 and stabilized by matting and pinning on slopes steeper than 2:1.
7. The contractor responsible for completion of the work shall utilize techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
8. Extreme precautions to be taken within riparian areas to limit unnecessary removal of vegetation during road construction and areas cleared of vegetation to be revegetated as quickly as possible.
9. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
10. Work shall be done during low flow.
11. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
12. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
13. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
14. Use of bentonite (for pipe and drill lubrication) shall be controlled to prevent visible plumes or violations of turbidity surface water quality criteria.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(b), projects in previously developed upland areas within 100 feet of the highest observable tide line unless they are major or minor defined in Env-Wt 303.02 or Env-Wt 303.03, respectively.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

**2012-01139 NH DEPARTMENT OF TRANSPORTATION
NEWINGTON Little Bay/piscataqua River**

Requested Action:

Replace a natural gas pipeline using a horizontal directional drill method temporarily impacting 175 sq. ft. of drainage swale.

Conservation Commission/Staff Comments:

Cons. Comm. signed expedited application

APPROVE PERMIT:

Replace a natural gas pipeline using a horizontal directional drill method temporarily impacting 175 sq. ft. of drainage swale.

With Conditions:

1. All work shall be in accordance with plans by BL Companies revised May 18, 2012 as received by the Department on June 1, 2012.
2. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
4. Construction equipment shall not be located within surface waters.
5. Within three days of the last activity in an area, all exposed soil areas, where construction activities are complete, shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack on slopes steeper than 3:1 or netting /matting and pinning on slopes steeper than 2:1.
6. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching or if temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching, mulching with tack on slopes steeper than 3:1 and stabilized by matting and pinning on slopes steeper than 2:1.
7. The contractor responsible for completion of the work shall utilize techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
8. Extreme precautions to be taken within riparian areas to limit unnecessary removal of vegetation during road construction and areas cleared of vegetation to be revegetated as quickly as possible.
9. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
10. Work shall be done during low flow.
11. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
12. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
13. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
14. Use of bentonite (for pipe and drill lubrication) shall be controlled to prevent visible plumes or violations of turbidity surface water quality criteria.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(f), alteration of less than 3,000 sq. ft. of non-tidal wetland.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2012-02516 PHILBRICK, MARIANNE/TODD
SANBORNTON Winnisquam Lake

Requested Action:

Permanently remove an existing 4 ft. x 30 ft. seasonal dock, install a seasonal 6 ft. x 40 ft. seasonal dock in a new location, construct 4 ft wide access stairs in the bank, stabilize approximately 8 linear feet of shoreline, on an average of 104 feet of shoreline frontage, Lake Winnisquam, Sanbornton.

Conservation Commission/Staff Comments:

No comments from Con Com by Sept 26, 2012

APPROVE PERMIT:

Permanently remove an existing 4 ft. x 30 ft. seasonal dock, install a seasonal 6 ft. x 40 ft. seasonal dock in a new location, construct 4 ft wide access stairs in the bank, stabilize approximately 8 linear feet of shoreline, on an average of 104 feet of shoreline frontage, Lake Winnisquam, Sanbornton.

With Conditions:

1. All work shall be in accordance with plans by Pollock Land Planning LLC revision dated October 12, 2012, as received by the NH Department of Environmental Services (DES) on October 24, 2012.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds Office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to installation.
3. The existing seasonal dock shall be permanently removed prior to the installation of the new docking system.
4. This shall be the only structure on this water frontage and all portions of the dock shall be at least 20 ft. from abutting property lines or the imaginary extension of those lines into the water.
5. Seasonal pier shall be removed from the lake for the non-boating season.
6. No portion of the pier shall extend more than 40 feet from the shoreline at full lake elevation.
7. All activities shall be in accordance with the Shoreland Water Quality Protection Act, RSA 483-B. The owner is responsible for obtaining any Shoreland Permit that may be required per RSA 483-B, for construction, excavation or fill that will occur within the Protected Shoreland.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(a), construction of a seasonal docking system.

2012-02829 COUNTRY CLUB SHORES
LACONIA Lake Opechee

Requested Action:

Repair existing drainage around a 1350 sq. ft. beach, on Lake Opechee, Laconia.

Conservation Commission/Staff Comments:

Con Comm Letter received w/application and has no objections.

APPROVE PERMIT:

Repair existing drainage around a 1350 sq. ft. beach, on Lake Opechee, Laconia.

With Conditions:

1. All work shall be in accordance with plans by Fluet Engineering dated May 2004, as received by the NH Department of

Environmental Services (DES) on October 22, 2012.

2. Area shall be regraded to original contours following completion of work.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. All activities shall be in accordance with the Shoreland Water Quality Protection Act, RSA 483-B. The owner is responsible for obtaining any Shoreland Permit that may be required per RSA 483-B, for construction, excavation or fill that will occur within the Protected Shoreland.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(x), repair of existing non-docking structures.

**2012-02880 VAN FLANDERN, GEOFFREY/LINETTE
MOULTONBOROUGH**

Requested Action:

Replace 1 ft. 7 in. x 6 ft. 6 in. concrete pad and a 2 ft. 4 in. x 6 ft. 4 in. concrete pad, repair approximately 44 linear feet of retaining wall landward of the beach and replenish 180 sq. ft. of beach with approximately 3 cubic yards of sand above full lake elevation, Lake Winnepesaukee, Moultonborough.

Conservation Commission/Staff Comments:

Con Com signed Wetlands application

APPROVE PERMIT:

Replace 1 ft. 7 in. x 6 ft. 6 in. concrete pad and a 2 ft. 4 in. x 6 ft. 4 in. concrete pad, repair approximately 44 linear feet of retaining wall landward of the beach and replenish 180 sq. ft. of beach with approximately 3 cubic yards of sand above full lake elevation, Lake Winnepesaukee, Moultonborough.

With Conditions:

1. All work shall be in accordance with plans by Ames Associates revision dated November 05, 2012, as received by the NH Department of Environmental Services (DES) on November 09, 2012.
2. This permit shall not be effective until it has been recorded with the County Registry of Deeds office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to construction.
3. Repair shall maintain existing size, location and configuration.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Dredged or excavated material shall be placed outside of the DES Wetlands Bureau jurisdiction.
6. No more than 3 cu. yds. of sand may be used and all sand shall be located above the normal high water line.
7. This permit shall be used only once, and does not allow for annual beach replenishment.
8. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
9. Revegetation of trees, shrubs and ground covers representing the density and species diversity of the existing stand of vegetation removed for this project shall begin at a distance no greater than 5 feet landward from the beach area.
10. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
11. All activities shall be in accordance with the Shoreland Water Quality Protection Act, RSA 483-B. The owner is responsible for obtaining any Shoreland Permit that may be required per RSA 483-B, for construction, excavation or fill that will occur within the Protected Shoreland.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(aa), replenishment of a beach.

GOLD DREDGE

2012-02962 WALKER, CHESTER
(ALL TOWNS) Unnamed Stream

Conservation Commission/Staff Comments:
cc Bath ConCom

LAKES-SEASONAL DOCK NOTIF

2012-02989 CORMIER, MARK
NEW DURHAM Merrymeeting Lake

Requested Action:
Install a seasonal dock.

With Findings:
Permit 2001-1105 is a completed Seasonal Dock Notification for a seasonal dock on this lot. Therefore the application for a second seasonal dock is disqualified.

2012-02990 BLANCHETE, TAMMIE
ANTRIM Gregg Lake

PERMIT BY NOTIFICATION

2012-02534 TITUS TRUST, JOYCE
WOLFEBORO Lake Winnepesaukee

Requested Action:
Repair of existing docking structures with no change in size, location or configuration.

Conservation Commission/Staff Comments:
Con Com signed PBN form

PBN IS COMPLETE:

Repair of existing docking structures with no change in size, location or configuration.

With Findings:

1. This project is classified as a minimum impact project per Rule Env-Wt 303.04(v), repair of existing docking structures with no change in size, location or configuration.

2012-02751

BILIK, JOE

MOULTONBOROUGH Lake Winnepesaukee

Requested Action:

Repair of existing docking structures with no change in size, location or configuration.

Conservation Commission/Staff Comments:

Con Com signed PBN form

PBN IS COMPLETE:

Repair of existing docking structures with no change in size, location or configuration.

With Findings:

1. This project is classified as a minimum impact project per Rule Env-Wt 303.04(v), repair of existing docking structures with no change in size, location or configuration.

2012-02982

CAVANAUGH, FRED & DEBRA

SANBORNTON Winnisquam Lake

Requested Action:

Repair or replacement of existing retaining walls that is performed "in the dry" during drawdown of waters, and that results in no change in height, length, location, or configuration.

Conservation Commission/Staff Comments:

Con Com signed PBN form

PBN IS COMPLETE:

Repair or replacement of existing retaining walls that is performed "in the dry" during drawdown of waters, and that results in no change in height, length, location, or configuration.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(c), Repair or replacement of existing retaining walls that is performed "in the dry" during drawdown of waters, and that results in no change in height, length, location, or configuration.

CSPA PERMIT

2012-02724 FUDALA, STANLEY
BATH Gardner Lake

Requested Action:

Impact 5,410 sq ft in order to construct a 2 bedroom dwelling, deck, driveway, septic system, well, and associated utilities.

APPROVE PERMIT:

Impact 5,410 sq ft in order to construct a 2 bedroom dwelling, deck, driveway, septic system, well, and associated utilities.

With Conditions:

1. All work shall be in accordance with plans by Connecticut Valley Designs dated September 2012 and received by the NH Department of Environmental Services (DES) on October 24, 2012.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 9.6% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. At least 2,752 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
5. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
6. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
7. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
8. Any fill used shall be clean sand, gravel, rock, or other suitable material.
9. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2012-02843 MORAN, KATHRYN/MONTGOMERY
WOLFEBORO Wentworth Lake

Requested Action:

Impact 2,280 sq ft in order to modify existing roof overhangs and replace substandard septic system with a new effluent disposal system.

APPROVE PERMIT:

Impact 2,280 sq ft in order to modify existing roof overhangs and replace substandard septic system with a new effluent disposal system.

With Conditions:

1. All work shall be in accordance with plans by Folsom Design Group dated October 10, 2012 and received by the NH Department of Environmental Services (DES) on October 23, 2012.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 30.2% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. At least 905 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).

5. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
6. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
7. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
8. Any fill used shall be clean sand, gravel, rock, or other suitable material.
9. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2012-02853 FD LITTLETON NH LLC
LITTLETON Ammonoosuc River

Requested Action:

Impact 9,140 sq ft in order to redevelop an existing fast food restaurant with parking into an 8,000 sq ft retail building with parking, utilities, and drainage.

APPROVE PERMIT:

Impact 9,140 sq ft in order to redevelop an existing fast food restaurant with parking into an 8,000 sq ft retail building with parking, utilities, and drainage.

With Conditions:

1. All work shall be in accordance with plans by BL Companies dated August 10, 2012 and received by the NH Department of Environmental Services (DES) on October 24, 2012.
2. No more than 56.1% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
3. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
4. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
5. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
6. Any fill used shall be clean sand, gravel, rock, or other suitable material.
7. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2012-02857 KEANE FAMILY TRUST
PELHAM Little Island Pond

Requested Action:

Impact 2,510 sq ft in order to raze existing 3-season building and incorporate into building footprint, add a second story to existing structure, and raze additional non-conforming shed.

APPROVE PERMIT:

Impact 2,510 sq ft in order to raze existing 3-season building and incorporate into building footprint, add a second story to existing structure, and raze additional non-conforming shed.

With Conditions:

1. All work shall be in accordance with plans by Benchmark Engineering, Inc. dated September 12, 2012 and received by the NH Department of Environmental Services (DES) on October 24, 2012.
2. No more than 40.2% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
3. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
4. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
5. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
6. Any fill used shall be clean sand, gravel, rock, or other suitable material.
7. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2012-02863 SCHULTZ, FRANK/ROBERTA
STRAFFORD Bow Lake

Requested Action:

Impact 23,171 sq ft in order to remove existing cottage and bunkhouse and rebuild both structures and install new septic system.

APPROVE PERMIT:

Impact 23,171 sq ft in order to remove existing cottage and bunkhouse and rebuild both structures and install new septic system.

With Conditions:

1. All work shall be in accordance with plans by Berry Surveying & Engineering dated October 9, 2012 and received by the NH Department of Environmental Services (DES) on October 24, 2012.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 9.8% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
3. At least 10,416 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
4. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
5. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
6. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
7. Any fill used shall be clean sand, gravel, rock, or other suitable material.
8. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2012-02866 KRAMER, FREDERICK
CANTERBURY New Pond

Requested Action:

Impact 3,039 sq ft in order to construct a 2 bedroom house with driveway and septic system.

APPROVE PERMIT:

Impact 3,039 sq ft in order to construct a 2 bedroom house with driveway and septic system.

With Conditions:

1. All work shall be in accordance with plans by Charlie W Noddin dated September 28, 2012 and received by the NH Department of Environmental Services (DES) on October 24, 2012.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 10.8% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. At least 1,540 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
5. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
6. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
7. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
8. Any fill used shall be clean sand, gravel, rock, or other suitable material.
9. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2012-02883 ROJEK, BLANDINA/STEPHAN
WEST LEBANON Mascoma River

Requested Action:

Impact 160 sq ft in order to remove 2 corroded 1,000 gallon propane tanks, backfill with clean material and replant area to be impacted.

APPROVE PERMIT:

Impact 160 sq ft in order to remove 2 corroded 1,000 gallon propane tanks, backfill with clean material and replant area to be impacted.

With Conditions:

1. All work shall be in accordance with plans by Irving Energy dated July 13, 2012 and received by the NH Department of Environmental Services (DES) on October 26, 2012.
2. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
3. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
4. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
5. Any fill used shall be clean sand, gravel, rock, or other suitable material.
6. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2012-02889 DUFFY JR, JOHN
DEERFIELD Pleasant Lake

Requested Action:

Impact 2,938 sq ft in order to remove existing house and construct a more conforming house with a septic system within the

woodland buffer.

APPROVE PERMIT:

Impact 2,938 sq ft in order to remove existing house and construct a more conforming house with a septic system within the woodland buffer.

With Conditions:

1. All work shall be in accordance with plans by Beaver Brook Environmental Consultant, LLC dated September 26, 2012 and received by the NH Department of Environmental Services (DES) on October 29, 2012.
2. No more than 19% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
3. At least 2,500 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
4. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
5. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
6. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
7. Any fill used shall be clean sand, gravel, rock, or other suitable material.
8. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.